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## Reporting Category

Category	Subcategory	Situation	Victim/Offender Armed?	Weapon Types	Weapon Other	Weapon Recovered?	Deceased?
05A EXCESSIVE FORCE / ON DUTY - INJURY	MISCELLANEOUS	DURING ARREST	-	-	-	-	-

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Log No: 1010301 Type:CR

## Accused Members

Review Name	Status	Accused Overall Finding	Recommended Penalty	No. of Days	Date/Time Served	Created Date	Complimentary History
<a href="#">View</a> BLAKELY, ARTHUR	CLOSED/FINAL	NOT SUSTAINED	-	-	-	20-OCT-2007	N/A
<a href="#">View</a> GORDON, DUANE	CLOSED/FINAL	NOT SUSTAINED	-	-	-	20-OCT-2007	N/A

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## Attachments

No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approve Content?	Approve Inclusion?
<a href="#">View</a> 1	FACE SHEET	N/A	-	-	-	REYNOLDS, KYMBERLY	OCT-20-2007 17:24	-	-	-
<a href="#">View</a> 2	CONFLICT CERTIFICATION	N/A	-	-	-	CONNOLLY, KEVIN	JAN-17-2008 15:24	-	-	-
<a href="#">View</a> 3	CONFLICT CERTIFICATION	N/A	1	-	YES	CONNOLLY, KEVIN	APR-30-2009 13:40	APPROVED	-	YES
<a href="#">View</a> 4	INITIATION REPORT	N/A	3	-	YES	CONNOLLY, KEVIN	JUL-02-2008 10:57	APPROVED	-	YES
<a href="#">View</a> 5	INTERVIEW-REPORTING PARTY	N/A	4	-	YES	CONNOLLY, KEVIN	JUL-02-2008 10:58	APPROVED	-	YES
<a href="#">View</a> 6	SWORN AFFIDAVIT FROM COMPLAINANT	N/A	1	-	YES	CONNOLLY, KEVIN	JUL-02-2008 10:59	APPROVED	-	YES
<a href="#">View</a> 8	ARREST REPORT	N/A	5	-	NO	CONNOLLY, KEVIN	JUL-02-2008 10:59	APPROVED	-	YES
<a href="#">View</a> 9	GENERAL OFFENSE CASE REPORT	N/A	2	-	YES	CONNOLLY, KEVIN	JUL-02-2008 11:00	APPROVED	-	YES
<a href="#">View</a> 10	REPORT (OTHER)	N/A	1	Observation of injury report	YES	CONNOLLY, KEVIN	JUL-02-2008 11:02	APPROVED	-	YES
<a href="#">View</a> 11	GENERAL OFFENSE CASE REPORT	N/A	2	-	YES	CONNOLLY, KEVIN	JUL-02-2008 11:03	APPROVED	-	YES
<a href="#">View</a> 12	TACTICAL RESPONSE REPORT (TRR)	N/A	2	Officer [REDACTED]	YES	CONNOLLY, KEVIN	JUL-02-2008 11:04	APPROVED	-	YES
<a href="#">View</a> 13	REPORT (OTHER)	N/A	1	Signed medical consent form	YES	CONNOLLY, KEVIN	JUL-02-2008 11:05	APPROVED	-	YES
14	REPORT (OTHER)	N/A	2		YES			APPROVED	-	YES

<a href="#">View</a>					Fax confirmation	CONNOLLY, KEVIN	JUL-02-2008 11:06		
<a href="#">View</a>	15	MEDICAL RECORDS	N/A	9	-	YES	CONNOLLY, KEVIN	JUL-02-2008 11:07	APPROVED - YES
<a href="#">View</a>	16	ATTEMPT TO CONTACT	N/A	2	Certified and standard letters to witness, [REDACTED]	YES	CONNOLLY, KEVIN	JUL-02-2008 11:08	APPROVED - YES
<a href="#">View</a>	17	ATTEMPT TO CONTACT	N/A	2	Certified and standard letters sent to witness, [REDACTED]	YES	CONNOLLY, KEVIN	JUL-02-2008 11:08	APPROVED - YES
<a href="#">View</a>	18	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	2	Officer Duane Gordon	YES	CONNOLLY, KEVIN	JUL-02-2008 11:09	APPROVED - YES
<a href="#">View</a>	19	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	Officer Duane Gordon	YES	CONNOLLY, KEVIN	JUL-02-2008 11:09	APPROVED - YES
<a href="#">View</a>	20	NOTIF OF CHARGES/ALLEGATIONS - ADM PROC RIGHTS (STATUTORY)	N/A	1	Officer Duane Gordon	YES	CONNOLLY, KEVIN	JUL-02-2008 11:10	APPROVED - YES
<a href="#">View</a>	21	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	2	-	YES	CONNOLLY, KEVIN	JUL-02-2008 11:11	APPROVED - YES
<a href="#">View</a>	22	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	Officer Arthur Blakely	YES	CONNOLLY, KEVIN	JUL-02-2008 11:26	APPROVED - YES
<a href="#">View</a>	23	NOTIF OF CHARGES/ALLEGATIONS - ADM PROC RIGHTS (STATUTORY)	N/A	1	Officer Arthur Blakely	YES	CONNOLLY, KEVIN	JUL-02-2008 12:18	APPROVED - YES
<a href="#">View</a>	24	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	2	Officer Janet Kemper	YES	CONNOLLY, KEVIN	JUL-02-2008 12:19	APPROVED - YES
<a href="#">View</a>	25	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	2	-	YES	CONNOLLY, KEVIN	JUL-02-2008 12:19	APPROVED - YES
<a href="#">View</a>	26	ACCUSED REPORT	N/A	2	Officer Arthur Blakely	YES	CONNOLLY, KEVIN	JUL-02-2008 12:27	APPROVED - YES
<a href="#">View</a>	27	WITNESS REPORT	N/A	1	Captain Richard Elmer	YES	CONNOLLY, KEVIN	JUL-02-2008 12:28	APPROVED - YES
<a href="#">View</a>	28	ACCUSED REPORT	N/A	1	Officer Duane Gordon	YES	CONNOLLY, KEVIN	JUL-02-2008 12:29	APPROVED - YES
<a href="#">View</a>	29	WITNESS REPORT	N/A	1	Sgt. Janet Kemper	YES	CONNOLLY, KEVIN	JUL-02-2008 12:29	APPROVED - YES
<a href="#">View</a>	30	ATTEMPT TO CONTACT	N/A	1	Returned mail	YES	CONNOLLY, KEVIN	JUL-02-2008 12:31	APPROVED - YES
<a href="#">View</a>	31	INVESTIGATOR CASE LOG	N/A	1	-	YES	CONNOLLY, KEVIN	JUL-02-2008 12:32	APPROVED - YES
<a href="#">View</a>	-	SUMMARY REPORT DIGEST	N/A	3	-	YES	CONNOLLY, KEVIN	APR-30-2009 13:42	APPROVED - YES

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**Internal Use Only**

No Internal Use Only attachments available.

**Print Accused Appeal Forms**

No Accused Appeal forms available for this Log No.

**Related Incidents**

 **TIP** Related Incidents listed below are for reference only. These may be viewed using the related application search screens.

No Related Incidents associated with this Log No.

### Status History

 **TIP** Every employee included in the Status History is subject to be called for legal or administrative proceedings.

Resulting Status	Status Date/Time	Created By	Position	Employee No.	Assigned/ Detailed/ Unit	Comments
CLOSED/FINAL	27-APR-2010 10:14	HENDERSON, PAMELA	CLERK 3		113 / -	-
CLOSED AT C.O.P.A.	27-APR-2010 10:14	HENDERSON, PAMELA	CLERK 3		113 / -	-
PENDING IMPLEMENT ACTION	09-APR-2010 15:14	WEEDEN, WILLIAM	DEPUTY CHIEF ADMINISTRATOR		113 / -	-
PENDING C.O.P.A. COORDINATOR INCIDENT REVIEW	16-FEB-2010 11:01	ORDOWER, JOSEPH	SUPERVISING INV COPA		113 / -	-
PENDING REVIEW AFTER COMMAND CHANNEL (C.O.P.A.)	16-FEB-2010 10:57	ORDOWER, JOSEPH	SUPERVISING INV COPA		113 / -	-
PENDING REVIEW AFTER COMMAND CHANNEL (C.O.P.A.)	11-FEB-2010 13:41	ORDOWER, JOSEPH	SUPERVISING INV COPA		113 / -	-
PENDING C.O.P.A. COORDINATOR INCIDENT REVIEW	22-DEC-2009 17:04	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING REVIEW AFTER COMMAND CHANNEL (C.O.P.A.)	18-DEC-2009 16:02	MCGHEE, CYNTHIA	CLERK 3		113 / -	-
PENDING IMPLEMENT ACTION	10-DEC-2009 13:41	BROWN, ERNEST	CHIEF		188 / -	-
PENDING COMMAND CHANNEL REVIEW	27-AUG-2009 16:55	ROTI, NICHOLAS	DEP CHIEF		188 / -	-
PENDING COMMAND CHANNEL REVIEW	17-AUG-2009 15:45	SCHMITZ, LEO	COMMANDER		393 / -	-
PENDING COMMAND CHANNEL REVIEW	11-AUG-2009 10:38	MAHONEY, DANIEL	PO LEGAL OFF 2		121 / -	-
PENDING ADVOCATE REVIEW	06-AUG-2009 10:34	SPARKS, SHERELL	POLICE AGENT		121 / -	-
PENDING REVIEW INCIDENT (I.A.D./DISTRICT USE)	15-JUL-2009 11:47	ORDOWER, JOSEPH	SUPERVISING INV COPA		113 / -	-
CLOSED AT C.O.P.A.	15-JUL-2009 11:45	ORDOWER, JOSEPH	SUPERVISING INV COPA		113 / -	-
PENDING REVIEW INCIDENT (C.O.P.A. USE ONLY)	15-JUL-2009 11:44	ORDOWER, JOSEPH	SUPERVISING INV COPA		113 / -	-
PENDING REVIEW INCIDENT (C.O.P.A. USE ONLY)	22-JUN-2009 10:15	FAKUAE, JOSEPH	COOR OPERATIONS COPA		113 / -	-
PENDING INVESTIGATIVE REVIEW	19-JUN-2009 15:15	MCGHEE, CYNTHIA	CLERK 3		113 / -	Needs category
PENDING REVIEW INCIDENT (C.O.P.A. USE ONLY)	30-APR-2009 13:50	WEEDEN, WILLIAM	DEPUTY CHIEF ADMINISTRATOR		113 / -	-
PENDING INVESTIGATION	22-OCT-2007 12:44	DUFFY, MICHAEL	COOR /INVESTIGATIONS		113 / -	-
PENDING ASSIGN INVESTIGATOR	22-OCT-2007 12:25	DUFFY, MICHAEL	COOR /INVESTIGATIONS		113 / -	Type Changed from INFO to CR on 22-OCT-2007 12:25 by DUFFY, MICHAEL Affidavit information for this complaint has changed on 22-OCT-2007 12:25 by DUFFY, MICHAEL
PENDING ASSIGN TEAM	20-OCT-2007 17:44	LERNER, ELIZABETH	SUPERVISING INV COPA		113 / -	-
PENDING SUPERVISOR REVIEW	20-OCT-2007 17:41	REYNOLDS, KYMBERLY	INVESTIGATOR 2 COPA		113 / -	-
PRELIMINARY	20-OCT-2007 17:37	LERNER, ELIZABETH	SUPERVISING INV COPA		113 / -	Initiation information
PENDING SUPERVISOR REVIEW	20-OCT-2007 17:34	REYNOLDS, KYMBERLY	INVESTIGATOR 2 COPA		113 / -	-

PRELIMINARY

20-OCT-  
2007 17:24REYNOLDS,  
KYMBERLY

INVESTIGATOR 2 COPA



113 / - -


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### Command Channel Reviewers

Accused Name	Sequence No.	Reviewer
GORDON, DUANE	1	SCHMITZ, LEO
GORDON, DUANE	2	ROTI, NICHOLAS
GORDON, DUANE	3	BROWN, ERNEST
BLAKELY, ARTHUR	1	SCHMITZ, LEO
BLAKELY, ARTHUR	2	ROTI, NICHOLAS
BLAKELY, ARTHUR	3	BROWN, ERNEST

row(s) 1 - 6 of 6



User:   
Module: 15280 \$Revision: 1.253 \$

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# SUMMARY REPORT DIGEST

## CHICAGO POLICE DEPARTMENT

COMPLAINT LOG NO.  
1010301

TYPE  
CR

DATE OF REPORT (Day-Mo.-Yr.)  
27 June 2008

**INSTRUCTIONS:** To be used in all cases that are to be classified as either **EXONERATED**, **UNFOUNDED**, **NOT SUSTAINED**, or in **SUSTAINED** cases where the Disciplinary Recommendation does not exceed **FIVE (5) DAYS SUSPENSION**. SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED. SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: ☒ CHIEF ADMINISTRATOR,  
INDEPENDENT POLICE REVIEW AUTHORITY

☐ CHIEF,  
INTERNAL AFFAIRS DIVISION

FROM -INVESTIGATOR'S NAME Kevin Connolly	RANK Sup	STAR NO. 19	EMPLOYEE NO.	UNIT ASSIGN. IPRA	UNIT DETAILED
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REFERENCE NOS. (LIST ALL RELATED C.L., C. B., I.R., INVENTORY NOS., ETC., PERTINENT TO THIS INVESTIGATION)

CB# [REDACTED] IR# [REDACTED] RD# [REDACTED]

ADDRESS OF INCIDENT [REDACTED]	DATE OF INCIDENT -TIME 20 Oct 2007 1500	BEAT OF INCIDENT 2122
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ACCUSED	NAME	RANK	STAR NO.	EMPLOYEE NO.	UNIT ASSIGN.	UNIT DETAILED
	1. Duane Gordon	PO	5977	[REDACTED]	21	
	2. Arthur Blakely	PO	13262	[REDACTED]	21	
	3.					

ACCUSED	SEX/RACE	D.O.B.	DATE OF APPOINTMENT	DUTY STATUS (TIME OF INCIDENT)	
	1. M/B	[REDACTED] 1971	[REDACTED] 1999	<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN
	2. M/B	[REDACTED] 1954	[REDACTED] 1995	<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN
	3.			<input type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN

IF APPLIES, DATE ARRESTED/INDICTED	CHARGES	COURT BRANCH	DISPOSITION & DATE
1.			
2.			
3.			

COMPLAINANT	NAME	ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE
	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	M/B	[REDACTED] 1955

VICTIMS	NAME	ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE

WITNESSES	NAME	ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE
	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	F/B	

☒ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

\*\*IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

ALLEGATIONS	<p>[REDACTED] alleged that on 20 Oct 2007, at approximately 1500 hours, while at [REDACTED] Officer Duane Gordon #5977: 1) used excessive force to handcuff him by pushing his arm up forcefully behind his shoulder blades; and, 2) handcuffed him too tightly. [REDACTED] further alleged that at the same time, place and location, Officer Arthur Blakely #13262: 1) used excessive force to handcuff him by pushing his arms up forcefully behind his shoulder blades; 2) handcuffed him too tightly; and, 3) then directed to him a discriminatory and derogatory remark by stating "you dumb ass nigger".</p>
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Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s).  
In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

On 20 October 2007, the Independent Police Review Authority registered this complaint at approximately 1730 hours upon receiving the initiation report of Captain Richard Elmer #27. Per the initiation report, it was alleged that on 20 October 2007, at or about 1500 hours, while at [REDACTED] the accused officers denied the Complainant entry into his room while they were conducting an aggravated battery with a firearm investigation at the Complainant's residence, pushed the Complainant and grabbed his arms in an attempt to handcuff him. The Complainant stated that his wrists, arms and back were hurting and was then transported to a hospital for treatment. Reporting Captain responded to a call for assistance by Witness Sgt. Kemper. Upon arrival, Cpt. Elmer attempted to calm down the Complainant and the accused officers completed handcuffing the Complainant. (Att. 4).

On 20 October 2007, the Complainant provided an in-person statement wherein he alleged that on 20 Oct 2007, at approximately 1500 hours, while at [REDACTED], Officer Duane Gordon #5977 and Officer Arthur Blakely #13262 used excessive force to handcuff him by pushing his arm up forcefully behind his shoulder blades and handcuffed him too tightly. [REDACTED] further alleged that at the same time, place and location, Officer Blakely directed to him a discriminatory and derogatory remark by stating "you dumb ass nigger". [REDACTED] related that he sustained soreness to his left shoulder and both wrists and did not resist arrest from the accused officers at any time. (Att. 5).

On 20 October 2007, Inv. Kymberly Reynolds #205 observed redness on both of the Complainant's wrists. (Att. 7).

The Arrest Report states that the Complainant was arrested for obstructing and resisting a police officer. The accused officers were named as arresting officers in the Arrest Report. It was reported that the Complainant became belligerent and threatening while impeding the arresting officers' investigation of an aggravated battery with a handgun. As the arresting officers attempted to place the Complainant in custody he became an active resister and said he would notify OPS. Arresting officers reported using an emergency handcuffing procedure to place the Complainant in custody and inventoried his belongs thereafter. (Att. 8). A Tactical Response Report documenting the same was prepared. (Att. 11).

The medical records obtained confirm that the Complainant sought medical treatment for his alleged injuries on 20 October 2007 and presented a chief complaint of pain to the right arm and wrist due to handcuffing. (Att. 15).

ATTACH- MENTS	INVESTIGATIVE REPORTS- SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS:	INVESTIGATIVE REPORTS- SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS:	PHYSICAL EVIDENCE LIST ATTACHMENT NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
	4-7, 15	8-12, 26-29		14

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation.  
Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for — days (not to exceed 5 days).

#### FINDINGS

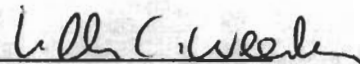
Accused: #1  
Allegations #1-2


P.O. Duane Gordon #5977  
Not Sustained.

Accused: #2  
Allegations #1-3

P.O. Arthur Blakely #13262  
Not Sustained.

Approved:

  
IPRA Supervisor

DATE INITIATED (Date complaint was received for investigation)	DATE COMPLETED (Date of this report)	ELAPSED TIME (Total time expressed in days)
20 Oct 07	27 June 2008	251 days
Investigator will initiate the Command Channel Review form by completing the Investigator's Section.		INVESTIGATOR'S SIGNATURE 

IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.



**Witnesses: (Continued)**

Capt. Richard Elmer #27, District 021  
Sgt. Janet Kemper #1302, District 021

**Investigation: (Continued)**

On 8 May 2008, witnesses Captain Richard Elmer #27 and Sergeant Janet Kemper #1302 submitted Witness Reports stating that the arresting officers were struggling with the Complainant in order to handcuff him. Captain Elmer and Sergeant Kemper denied observing any acts of excessive force or hearing Accused Officer Arthur Blakely #13262 direct any profanities against the Complainant. (Atts. 27, 29).

On 10 May 2008, Accused Officer Arthur Blakely #13262 submitted a To-From-Subject Report denying all material allegations. Officer Blakely stated that the arresting officers employed an emergency handcuffing technique in accord with the Use of Force Model as the Complainant was actively resisting arrest but denied using excessive force or directing profanity against the Complainant. (Att. 26).

On 05 June 2008, Accused Officer Duane L. Gordon #5977 also submitted a To-From-Subject Report consistent with the statements provided by Officer Blakely and denying all material allegations. (Att. 28).

Despite attempts to contact witnesses [REDACTED] and [REDACTED] via telephone, regular mail, and certified mail, IPRA was unable to secure in person statements of these witnesses. (Atts. 16-17).

**CONCLUSION:**

Because of the foregoing information established by the record, the allegations raised by the Complainant against the accused officers cannot be substantiated or refuted. Accordingly, a finding of Not Sustained is recommended for all allegations.